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JAN 12 2016

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NORTHERN DISTRICT OF CALIFORNIA  
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13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 OAKLAND DIVISION

16 UNITED STATES OF AMERICA,

) Case No.14-CR-70886-MAG

17 Plaintiff,

)  
18 v.  
19 ) STIPULATION AND [PROPOSED] ORDER  
20 ) EXCLUDING TIME UNDER SPEEDY TRIAL ACT  
21 ) AND RULE 5.1 FROM JANUARY 12, 2016 TO  
22 ) February 10, 2016 FOR ALL DEFENDANTS  
23 ) AND RESCHEDULING PRELIMINARY  
24 ) HEARING TO February 10, 2016

RYAN ALLEN SISEMORE,

a/k/a Ryan Allan Sisemore,

VICTOR EASLEY,

OSCAR VARGAS,

RONNIE RICHARD TURNER,

a/k/a Ronnie Allen Turner

a/k/a Ronnie Richard Allen Turner

a/k/a Ronnie Richard Alle Turner, and

FIL FILIMON GUITRON III,

Defendants.

1 STIPULATION

2 Defendants Ryan Allen Sisemore, Victor Easley, Oscar Vargas, Ronnie Richard Turner, and Fil  
3 Filimon Guitron III (collectively, the "Defendants") were charged by complaint in the above-referenced  
4 matter in the Northern District of California with conspiracy and possession with intent to distribute a  
5 controlled substance, to wit: heroin. In accordance with court orders, the Defendants were released  
6 following their arrests and placed in residential drug treatment programs the Eastern or Northern  
7 Districts of California. All Defendants have since completed at least one residential treatment program  
8 (two of Defendants are currently completing their second treatment programs).

9 Since their initial appearance on the aforementioned charges, the Government has produced  
10 discovery related to numerous drug deals. Following production of discovery, defense counsel and the  
11 Government have engaged in discussions about possible pre-indictment resolutions. The parties are  
12 presently scheduled to appear on January 12, 2016 for status regarding the Government's potential  
13 decision to recommend the Defendants for evaluation by U.S. Pretrial Services for the pretrial diversion  
14 program. However, all parties ask for a continuance of the hearing to the next jointly available date of  
15 February 10, 2016. The parties make this request to streamline the process by holding all  
16 Defendants' appearances on the same date and coordinate their potential referrals to evaluation. For all  
17 of the reasons stated, the parties hereby request that the preliminary hearing be rescheduled from  
18 January 12, 2016 to February 10, 2016 and submit that good cause exists to exclude and waive time  
19 between such dates under Federal Rule of Criminal Procedure 5.1(c) and (d) and the Speedy Trial Act,  
20 18 U.S.C. § 3161, to allow for the effective preparation of counsel, continuity of counsel, and taking into  
21 account the public interest in the prompt disposition of a criminal case and Defendants' consent.

22 IT IS SO STIPULATED.

23 DATED: 1/12/16



24  
25 SHEILA A.G. ARMBRUST  
26 Assistant United States Attorney

27 DATED:



28 ANGELA MILELLA HANSEN  
Counsel for Defendant Fil Guitron, III

1 DATED: 1/12/16

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JULIA MEZHINSKY JAYNE  
Counsel for Defendant Ryan Sisemore

DATED: 1/12/16

ADAM PENNELLA  
Counsel for Defendant Oscar Vargas

DATED: 1/12/16

SCOTT ALAN SUGARMAN  
Counsel for Defendant Ronnie Turner

DATED: 1/12/16

KENNETH HOWARD WINE  
Counsel for Defendant Victor Easley

[PROPOSED] ORDER

For the reasons stated by the parties, the Court finds that the aforementioned request is supported by good cause and made with the consent of all defendants in the above-captioned matter. Fed. R. Crim. Proc. 5.1(c) and (d). The Court therefore finds that an exclusion of time between January 12, 2016 and Fed. 10, 2016 is merited under Federal Rules of Criminal Procedure Rule 5.1(c) and (d) and the Speedy Trial Act and hereby schedules the preliminary hearing to Fed. 10, 2016.

IT IS SO ORDERED.

Dated January 12, 2016

  
HONORABLE DONNA M. RYU  
United States Magistrate Judge